

**UNITED STATES DISTRICT COURT
DISTRICT OF NEW JERSEY**

Chambers of
Michael A. Hammer
United States Magistrate Judge

Martin Luther King Jr, Federal Bldg.
& U.S. Courthouse
50 Walnut Street
Newark, NJ 07102
(973) 776-7858

October 14, 2016

LETTER ORDER

RE: **Ivan G. McKinney v. Officer Sevino, et al.**
Civil Action No. 15-7442 (KM)(MAH)

Dear Litigants:

On or about November 29, 2016, this Court will issue a Scheduling Order in this civil action.

You are directed to provide to the undersigned the attached Proposed Discovery Plan by 3:00 p.m. on November 25, 2016.

SO ORDERED.

s/ Michael A. Hammer
Hon. Michael A. Hammer
United States Magistrate Judge

3. Has this action been: Settled _____ Discontinued _____

If so, has there been a Stipulation/Dismissal filed?

Yes _____ No _____

4. Have settlement discussions taken place? Yes _____ No _____

If so, when? _____

(a) What was plaintiff's last demand?

(1) Monetary demand: \$ _____

(2) Non-monetary demand: _____

(b) What was defendant's last offer?

(1) Monetary offer: \$ _____

(2) Non-monetary offer: _____

5. Core discovery needed to be able to discuss settlement in a meaningful way:

6. The parties [have _____ -have not _____] exchanged the information required by Fed. R.Civ. P. 26(a)(1). If not, state the reason therefor.

7. Explain any problems in connection with completing the disclosures required by Fed. R.Civ. P. 26(a)(1).

8. The parties [have _____ -have not _____] conducted discovery other than the above disclosures. If so, describe.

9. The parties [have _____ -have not _____] met pursuant to Fed. R. Civ. P. 26(f).

(a) If not, state the reason therefor.

(b) If so, state the date of the meeting and the persons in attendance.

10. The following [is ____ -is not ____] a proposed joint discovery plan.

(a) Discovery is needed on the following subjects:

(b) Discovery [should ____ -should not ____] be conducted in phases or be limited to particular issues. Explain.

(c) Maximum of ____ interrogatories by each party to each other party.

(d) Maximum of ____ depositions to be taken by each party.

(e) Plaintiff's expert report due on _____.

(f) Defendant's expert report due on _____.

(g) Motions to amend or to add parties to be filed by _____.

(h) Dispositive motions to be served within _____ days of completion of discovery.

(i) All discovery to be completed by _____. If there is a need for a liability expert and it is necessary to defer the completion of expert discovery beyond this deadline, please state the reason why and the proposed date for completion of expert discovery.

(k) A pretrial conference may take place on _____.

11. Do you anticipate any discovery problem(s)? Yes ____ No ____

If so, explain.

12. Do you anticipate any special discovery needs (i.e., videotape/telephone depositions; problems with out-of-state witnesses or documents, etc.)? Yes ____ No ____

If so, explain.

13. State whether this case is appropriate for voluntary arbitration (pursuant to Local Civil Rule 201.1 or otherwise), mediation (pursuant to Local Civil Rule 301.1 or otherwise), appointment of a special master or other special procedure. If not, explain why and state whether any such procedure may be appropriate at a later time (i.e., after exchange of pretrial disclosures, after completion of depositions, after disposition or dispositive motions, etc.).

14. Is this case appropriate for bifurcation? Yes ____ No ____

15. An interim status/settlement conference (with clients in attendance), should be held during the month of _____, 20____.

16. We [do ____ do not ____] consent to the trial being conducted by a Magistrate Judge.

Plaintiff(s)

Date

Defendant(s)

Date